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No. 252] NEW DELHI, SATURDAY, MAY 18, 1957/VAISAKHA 28, 1879

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### ELECTION COMMISSION, INDIA

#### NOTIFICATION

*New Delhi, the 14th May 1957*

**S.R.O. 1648**—In pursuance of the provisions of sub-section (1) of section 86 of the Representation of the People Act, 1951, the Election Commission hereby publishes a copy of the Election Petition No. 185 of 1957, presented to the Commission on the 22nd April, 1957, under section 81 of the said Act, by Shri Raja Chidambaram, son of Krishnasami, resident of Thiruvanaikkoil, Trichinopoly, calling in question the election to the House of the People from the Perambaloor constituency of that House of Shri Palaniyandi, resident of Dalmiapuram, Trichinopoly District.

Presented to me by Shri Raja Chidambaram whose signature has been obtained in the margin and attested as having been signed before me this the twenty-second day of April, One Thousand Nine Hundred and Fifty Seven.

(Sd.) DIN DAYAL,

22-4-57

Under Secretary,  
Election Commission, India.

(Sd.) Raja Chidambaram

*Attested*

(Sd.) Din Dayal

22-4-57

#### BEFORE THE ELECTION COMMISSION OF INDIA, NEW DELHI

ELECTION PETITION No. 185 of 1957.

BETWEEN :

Raja Chidambaram.

*Petitioner.*

AND

1. Sri Palaniyandi.
2. Sri V. Bhoovaragasami Padayachi.
3. Sri Mannar Mannan.

*Respondents.*

Petition under Chapter II of Part VI of the Representation of the People Act, Central Act 43 of 1951 as amended by the Central Act No. 27 of 1956.

I. *Petitioner.*—Raja Chidambaram son of Krishnasami, Hindu, Mirasdar, aged 48 years residing at Thiruvanaikkoil, Trichinopoly.

Address for service : As above.

II. *Respondents*.—(1). Palaniyandi, Hindu, Mirasdar, aged 35 years, residing at Dalmiapuram, Trichinopoly District.

(2). V. Bhoovaragasami Padayachi, Hindu, Mirasdar, aged 35 years, residing at Madhanathur Udayarpalayam taluk, Trichinopoly District.

(3). Mannar Mannan, Hindu, Mirasdar, aged about 32 years, residing at Naduvasal, Perambaloor taluk, Trichinopoly District.

As the petitioner is not aware of the father's name of the above respondents, the same is not given.

III. The petitioner and the respondents were the contesting candidates for the Perambaloor Parliamentary Constituency. The election was held on 4th March 1957. The petitioner stood as an independent candidate. 1st respondent stood on the Congress ticket. The other respondents contested the election as independent candidates. After counting of votes the results were announced on 8th March 1957. Sri Palaniyandi, the 1st respondent got 1,12,497 votes, Sri V. Bhoovaragasami Padayachi, the 2nd respondent got 47,133 votes, Sri Mannar Mannan 3rd respondent got 43,983 votes, and the petitioner got 27,165 votes. The number of invalid votes were 16. The total number of votes in that constituency are 4,42,510 and the total number of votes recorded was, 2,30,778. The 1st respondent was declared duly elected.

IV. Petitioner submits that the election of the 1st respondent is wholly void and liable to be set aside for the following reasons :

(1). *Bribery*.—(a). 1st respondent and his agents procured votes for the 1st respondent by offering eight annas to each voter.

(b). 1st respondent and his agents offered one rupee to each voter to refrain them from coming to the polling booths and cast their votes in the said election.

(c) Huge amounts were paid to each village by the 1st respondent and his agents to procure votes for the 1st respondent.

(d) The Congress party being at the helm of power at the Government of Madras, with a view to procure votes for their party candidates, issued an order before the election offering to pay Rs. 285/- to each Harijan. But the payments were made after the election so as to escape from the provisions of S. 123 of the Central Act 43 of 1951. His coveted offer won many of the Harijan votes for the 1st respondent. This offer prevented the Harijans from freely exercising their franchise.

(2). *Feeding*.—In many of the villages the 1st respondent and his agents procured votes by feeding the voters with meals, tiffin and tea.

(3) *Systematic appeal*.—The systematic appeal by the Chief Minister Sri Kamaraj Nadar on behalf of the 1st respondent by visiting many of the villages accompanied by many Government and Revenue Officials,—to the electors to vote only for the 1st respondent and not to vote for the petitioner or other respondents—made the voters to vote for the 1st respondent.

(4). *Use of conveyances*.—1st respondent and his agents engaged several cars and carts for hire for carrying voters to the polling booths for voting and to bring them back from the polling booths to their villages.

(5) *Working of the village Karnams, Talayaris and Thotties*.—The 1st respondent and his agents procured votes in many of the villages with the aid and able assistance of the Karnama Talayaris and Thotties.

(6). *False Accounting*.—The 1st respondent spent more than 30,000/- rupees in the said election and he has not submitted true and correct account.

V. *Non-compliance with the provisions of Rules and Orders*.—Polling stations were not located within a radius of 3 miles as per Government orders and voters of many of the villages have to cover up more than 4 to 7 miles from their village to the polling booths. On account of this many of the voters who wanted to vote, were not able to exercise of their franchise in favour of the petitioner.

VI. Security deposit of Rs. 1000/- as required under S. 117 of Act 43 of 1951 has been deposited by the petitioner and the receipt is also enclosed herewith.

VII. In the circumstances the petitioner humbly prays that the Election Tribunal may be pleased to declare that the election of the 1st respondent is void and direct the 1st respondent to pay the cost of the petition to the petitioner.

Sd/- RAJA CHIDAMBARAM

I, the petitioner Raja Chidambaram, do hereby declare that the facts stated above are true to the best of my knowledge and belief and information.

MADRAS,

Date : 22nd April 1957.

Sd/- RAJA CHIDAMBARAM.

## SCHEDULE

*Particulars of Corrupt Practices :*

Particulars for para IV(1) (a) : Payment of eight annas to each voter :

Serial No.	Names of the parties who made payment to the voters.	Date of payment	Place of payment.
1.	1st respondent and his agent Ponnusami Kavundar son of Mookka Kavundar . . . . .	2-3-1957	Paddaloor—to each voter in his house.
2.	Veloor Rangarajan and the 1st respondent . . . . .	2-3-57	Veloor—to each voter in his house.
3.	1st respondent and his agent Ganapathi . . . . .	2-3-1957	Kurumbaloor—to each voter in his house.
4.	Ramasami and Chinnu Poosari, agents of the 1st respondent, and 1st respondent . . . . .	2-3-1957	Mela Puliyoor—to each voter in his house.
5.	1st respondent and his agent Vallayan . . . . .	2-3-1957	T. Kalathoor—to each voter in his house.
6.	1st respondent and his agent Ramasami Pillai . . . . .	2-3-1957	Adaikkampatti—to each voter in his house.
7.	1st respondent and his agent Ponnusami Reddiar . . . . .	2-3-1957	Thenoor (Kannapadi polling) to each voter in his house.
8.	1st respondent and his agent Veloor Ponnusami Reddiar . . . . .	2-3-1957	Kannapadi—to each voter in his house.
9.	1st respondent and his agent Natesa Muthu Raja . . . . .	2-3-1957	Ranganathapuram—to each voter in his house.
10.	1st respondent and his agent Chinnaasami Udayar . . . . .	3-3-57	Pudu Veloor—to each voter in his house.
11.	1st respondent and his agent T. Bethu Reddiar . . . . .	3-3-57	Sengattupatti—to each voter in his house.
12.	1st respondent and his agent Maligaikkadai Sahib . . . . .	3-3-57	Maruvathoor—to each voter in his house.
13.	1st respondent and his agent Palaniyandi yandi . . . . .	3-3-57	Kalingamudayanpatti—to each voter in his house.
14.	1st respondent and his agent Subramania Muthuraja . . . . .	3-3-57	Senappanellur—to each voter in his house.
15.	1st respondent and his agent Karupaiya Pillai . . . . .	3-3-57	Muruhoor—to each voter in his house.
16.	1st respondent and his agent Arunachala Reddiar . . . . .	3-3-57	T. Krishnapuram—to each voter in his house.
17.	1st respondent and his agent Muthu Nalla Reddiar . . . . .	3-3-57	Nagalapuram—to each voter in his house.
18.	1st respondent and his agent Sundara Reddiar . . . . .	3-3-57	Sorathoor—to each voter in his house.
19.	1st respondent and his agent Bangaru Chetty . . . . .	3-3-57	Muthayapalayam—to each voter in his house.
20.	1st respondent, and his agents, Mu. Karupaiya Konar, Ve. Karupaiya Konar and Na. Krishan a Konar . . . . .	3-3-57	Poolambadi—to each voter in his house.

Serial No.	Name of the parties, who paid the amount.	Date	Place of payment.
21.	1st respondent and his agent Pichaiya Naidu . . . . .	3-3-57	Kallapatti — to each voter in his house.
22.	1st respondent and his agent Venugopal Reddiar . . . . .	3-3-57	Arumbavoor—to each voter in his house.
23.	1st respondent and Arunachalam (his Agent) . . . . .	3-3-57	Mettur—to each voter in his house
24.	1st respondent and his agent R. Soundararajan . . . . .	3-3-57	Thondamanthurai—to each voter in his house.
25.	1st respondent and his agent R.P. Ramasami . . . . .	3-3-57	Venkalam—to each voter in his house
26.	1st respondent and his agent Periasami Naidu . . . . .	3-3-57	P. Krishnapuram—to each voter in his house.
27.	1st respondent and his agent Krishnasami Reddiar . . . . .	3-3-57	Vadakarai—to each voter in his house.
28.	1st respondent and his agent Sivasami Udayar . . . . .	3-3-57	Nekkuppai—to each voter in his house
29.	1st respondent and his agent Rasu Naidu (Tea hotel) . . . . .	4-3-57	Pasumbaloor—to each voter in the tea hotel. For some voters in their houses.
30.	1st respondent and his agent, Narayanasami's brother . . . . .	4-3-57	Essanai—to each voter in his house
31.	1st respondent and his agent Joseph . . . . .	4-3-57	Annamangalam—to each voter in his house.
32.	1st respondent and his agents Chin-nasami and Duraisami . . . . .	4-3-57	Arasaloor—to each voter in his house.
33.	1st respondent and his agent Chin-nasami . . . . .	4-3-57	Senganam—to the voters in their houses.
34.	1st respondent and his agent Subbu . . . . .	4-3-57	Karai—to the voters in their houses
35.	1st respondent and his agent Aiyya-kkanu . . . . .	4-3-57	Naranamangalam—to the voters in their houses.
36.	1st respondent and his agent Chin-nasami Kanthayar son of Thotti Kadanthayar . . . . .	4-3-57	Keezhaperambaloor—to the voters in their houses.
37.	1st respondent and his agent Kandasami Mooppanar, s/o Thotti Mooppanar. . . . .	4-3-57	Keezhaperambaloor—to the voters in their houses.
38.	1st respondent and his agents Kali-aperumal Padayachi, son of Anaimuthu Padayachi and Arumuga Padayachi s/o Chinnasami Padayachi. . . . .	4-3-57	Vayaloor—to the voters in their houses.
39.	1st respondent and his agent Kailasapadayachi, son of Muthu Padayachi . . . . .	4-3-57	Agaram Seehoor, to the voters in their houses.
40.	1st respondent and his agent Krishna Padayachi son of Ramasami Padayachi . . . . .	4-3-57	Vasishtapuram to the voters in their houses.

Serial No.	Name of the parties, who paid the amount	Date	Place of payment
41.	Ist respondent and his agent Muruhan son of Vaiyyapuri . . . . .	4-3-57	Kalingaroyanallur, Vaishthapuram hamlet, to the voters in their houses.
42.	Ist respondent and his agent Seetharaman son of Krishna Padayachi . . . . .	4-3-57	Vaishthapuram—to the voters in their houses.
43.	Ist respondent and his agent Nallamuthu Padayachi son of Appasami Padayachi . . . . .	4-3-57	Reddikudikkadu, hamlet of Vasishtapuram—to the voters in their houses.
44.	Ist respondent and his agent Kasinathan . . . . .	4-3-57	Ogaloor—to the voters in their houses.
45.	Ist respondent and his agent Narayan . . . . .	4-3-57	Solangudikkadu—to the voters in their houses.

There are many other villages where payments were made.

46.	Ist respondent's agent Mavulinga Duraisami Udayar . . . . .	4-3-57	Chettikulam—Near the Polling station
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When the said Duraisami Udayar was giving to each voter eight annas, this was reported to the Police, by Ramalinga Kounder petitioner's agent. Then the Police authorities threatened the said Duraisami Udayar to arrest him, and warned him to go away.

*Particulars for para IV (I) (b) :—*Rupee one was offered to each voter to refrain them from coming to the polling booths for voting :—

Serial No.	Name of the Persons	Date	Place
1.	Ist respondent and his agent Paradesi . . . . .	4-3-57	Varagupadi—Near the polling booth and in the house.
2.	Ist respondent and his agent Appavu Mooppanar . . . . .	4-3-57	Pudukurichi—Near the polling booth and in the houses.
3.	Ist respondent and his agent Natesan . . . . .	4-3-57	Alathoor, Eroor, Thiruvilakkurichi, Near the polling booth and in the houses.
4.	Ist respondent and his agents Schlappa Reddiar and Duraisami Reddiar . . . . .	4-3-57	Thiruppattoor.

*Particulars for para IV (i) (c).—*(Lump sums paid to each village).

Serial No.	Name of the persons	Date	Place
1.	Ist respondent . . . . .	1-3-57	Karsal—Rs. 500/- paid to Subbu Reddiar in house by Ist respondent to procure votes. (For Grama Podhu).

Serial No.	Name of the Persons	Date	Place
2.	1st respondent . . . . .	2-3-57	Poolambadi Na. Krishna kenar was given Rs. 500/- to repair the temple.
3.	1st respondent . . . . .	1-3-57	Ranjangudi—For constructing Radio station — Rs. 500/- given by 1st respondent.
4.	1st respondent . . . . .	1-3-57	Eluppakudi — For construction of school building Rs. 500/- given, by 1st respondent.
5.	1st respondent . . . . .	1-3-57	Aduthurai — Thangavelu Mudaliar was given Rs. 400/- by 1st respondent to improve the school building.
6.	1st respondent . . . . .	1-3-57	Anandavadi Karnam was given Rs. 400/-.
7.	1st respondent . . . . .	1-3-57	Sengattupatti — for purchasing radio Rs. 500/- given, by the 1st respondent.

*Particulars for para IV (1) (d).*—Records will be summoned from the Revenue department to prove this.

*Particulars for para IV (2).*—Feeding :

Serial No.	Name of the person in charge of the feeding]	Date]	Place
1.	Gundu Rao (Coffee club) . . . . .	4-3-57	Chettikulam.
2.	Raja Chitrundi Salai . . . . .	4-3-57	Do.
3.	Karuppaiyya Udayar Tea Stall . . . . .	4-3-57	Ayiloor.
4.	Ratna Mudaliar . . . . .	4-3-57	Kurumbaloor.
5.	Manikkam Tea Stall . . . . .	4-3-47	Esanai.
6.	Manickavachaka Reddiar . . . . .	4-3-57	Poolambadi.
7.	Muthuvenkatachala Reddiar . . . . .	4-3-57	Sengattupatti.
8.	Adhimoolam, Tea Stall . . . . .	4-3-57	Naranamangalam.

*Particulars for para IV (3) Systematic appeal :*

Public Meeting                      Address by Sri Kamaraj Nadar.

No.	Date	Place
1.	24-2-57	Arialoor.
2.	24-2-57	Perambaloor.
3.	24-2-57	Chettikulam.
4.	24-2-57	Padaloor.
5.	24-2-57	Thurayoor.

*Particulars for para IV (4).*—Use of conveyances.

Serial No.	Name of the person	Date	Place
1.	Natesa Muthu Raja . . . . .	4-3-57	Ranganathapuram — carried voters in carts.

Serial No.	Name of person who carried voters for the 1st respondent	Date	Place
2.	M.P. Chandaraprakasam . . . .	4-3-57	Orathoor.
3.	Subbaiyya Muthuraja . . . .	4-3-57	Thamburampatti.
4.	Solaimuthu . . . . .	4-3-57	Peria Kurukkai.
5.	Ibrahim . . . . .	4-3-57	Poolambadi.
6.	K.P. Ramasami Reddiar . . . .	4-3-57	Udumbiam and Kallapatti.
7.	Sengamalai . . . . .	4-3-57	Manianguirichi.
8.	Perumal Poosai . . . . .	4-3-57	Mettangadu.
9.	Sellappa Reddiar . . . . .	4-3-57	Thiru Pattur.
10.	Sundararajan . . . . .	4-3-57	Melappazhur.

In the above places voters were brought in carts to the polling booths and were taken back after polling.

The following motor vehicles were used to bring voters and carry voters back to their villages :—

No.	Date	Number of the motor vehicle	Place
1.	4-3-57	M.D.U. 1531	} Perambaloor and its surroundings.
2.	4-3-57	M.S.P. 4856	
3.	4-3-57	MD.Y. 2545	
4.	4-3-57	M.D.R. 2282	
5.	4-3-57	M.S.Z. 5374	
6.	4-3-57	M.D.S. 2545	
7.	4-3-57	M.D.Y. 1618	

*Particulars for para IV (5).— Working of the village Karnams etc.*

No.	Date	Name of the villages where the karnam, Talayari and Thotti worked for 1st respondent, before the election and on the date of election.
1.	4-3-57	Adhanakurichi vattam Pudupalayam
2.	Do.	Irumbuli kurichi — Udayarpalayam taluk.
3.	Do.	Palayakudi — Udayarpalayam taluk.
4.	Do.	Sendurai — Udayarpalayam taluk.
5.	Do.	Anandavadi — Udayarpalayam taluk.
6.	Do.	Vayalappadi—Perambaloor taluk.

*Particulars for para IV (6).—False accounting :*

This will be proved from the accounts of the 1st respondent : The amounts spent for motor cars, petrol carts, and amounts given to voters were not mentioned in the accounts.

*Particulars for para V :—Polling stations not located within 3 miles :—*

No.	Villages beyond three miles from the polling station
1.	Sembulichanpatti hamlet of Kombai.
2.	Malayalapatti.
3.	P. Kavaripalayam.

No. Name of the villages *beyond 4 miles from the polling station.*

- |                     |                          |                 |
|---------------------|--------------------------|-----------------|
| 1. Kombai.          | 2. Poonachi.             | 3. Erumaipatti. |
| 4. Maruthii.        | 5. Konthai.              | 6. Sembul       |
| 7. Chinnapalamalai. | 8. Peria Palamalai.      | ichanpatti,     |
| 9. Vennadu.         | 10. Krichi Thembatti.    | 11. Thalar.     |
| 12. Palar.          | 13. Mannolai.            | 14. Thenoor.    |
| 15. Eluppur.        | 16. Chikkadu.            | 17. Palayaur.   |
| 18. Nagoor.         | 19. Purandharan Pudhoor. | 20. Puthur.     |
| 21. Valaiyur.       | 22. Chengathur.          | 23. Kilathur.   |
| 24. Silaiyur.       | 25. Nisakkulam.          | 26. Vallam,     |
| 27. Thannirpalayam. | 28. Ramanathapuram.      | .               |

Additional particulars if any I shall submit later on.

I, Raja Chidambaram, the petitioner, do hereby declare that the facts stated above are true to the best of my knowledge and belief and information.

NEW DELHI,  
3<sup>rd</sup> April, 1947.

True Copy

(Sd.) RAJA CHIDAMBARAM.

[No. 82/185/57.]

By Order,

DIN DAYAL, Under Secy.